

FILED  
U.S. DISTRICT COURT  
2009 OCT 21 A 6:55

DISTRICT OF UTAH  
CLERK

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IN THE UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF UTAH, CENTRAL DIVISION

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KENNETH G. HANSEN, an individual, DAVID  
RUTTER, an individual, TODD FISHER, an  
individual, FIBERTEL, INC., a Utah  
corporation, K&D DEVELOPMENT, LC, a  
Utah limited liability company, and DOUGLAS  
A. SMITH, an individual

Plaintiffs,

vs.

MARC S. JENSON, an individual, MSF  
PROPERTIES, LC, a Utah limited liability  
company, BANK ONE, NA, a national banking  
association, MARK ROBBINS, an individual,  
MADTRAX GROUP, LLC, a Utah limited  
liability company, SPENCER BRANNAN, an  
individual, FIRST WASATCH  
DEVELOPMENT, INC., a Nevada  
corporation, and DOES 1-50,

Defendants.

**JUDGMENT BY CONFESSION**

Case No. 2:04-CV-00867 TS  
Honorable Ted Stewart  
Magistrate Judge Brooke C. Wells

By Settlement Agreement dated August 18, 2008, Plaintiffs David Rutter, Todd Fisher, Fibertel, Inc., K&D Development, LC, and Douglas A. Smith (collectively referred to as "Plaintiffs") and Defendants Mark Robbins ("Robbins") and MadTrax Group, LLC ("MadTrax") (Plaintiffs, Robbins and MadTrax collectively referred to herein as the "Parties") agreed to settle all of Plaintiffs' claims against Robbins and MadTrax based on Robbins' promise to make certain scheduled payments over a period of two years. The Parties further agreed that in the event Robbins failed to make any payment as scheduled, Plaintiffs would be entitled to the immediate entry of judgment against Robbins, after notice to Robbins, in the amount of \$300,000 less any amount paid by Robbins pursuant to the Settlement Agreement prior to the date of entry of judgment. As established by the Declaration of Plaintiffs' counsel of record, Robbins failed to make payment of \$50,000 due on February 18, 2009, and previously had made one or more payments in the following amount: \$ 0. Plaintiffs are therefore entitled to judgment in the amount of \$ 300,000.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED as follows:

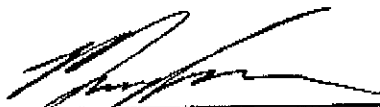
1. Judgment is awarded against Robbins and in favor of Plaintiffs in the amount of \$ 300,000.
2. The amount of the judgment hereby confessed does not exceed the amount due to Plaintiffs.

Dated: 10/20/09

BY THE COURT

  
United States District Judge

I hereby confess to judgment as set forth above:

A handwritten signature in black ink, appearing to read 'Mark H. Robbins', is written over a horizontal line.

Mark H. Robbins

Dated: September 8, 2008